

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

PENTALPHA MACAU COMMERCIAL
OFFSHORE LIMITED,

Plaintiff,

v.

DAMODER REDDY, et al.,

Defendants

No. C 03-5914 MMC

**ORDER DENYING OBJECTION TO
REPORT AND RECOMMENDATION
DATED SEPTEMBER 9, 2005;
ADOPTING REPORT AND
RECOMMENDATION DATED
SEPTEMBER 9, 2005; VACATING
HEARING**

DAMODER REDDY,

Counterclaimant,

v.

PENTALPHA OFFSHORE LIMITED, et al.,

Counterdefendants

Before the Court is counterclaimant Damoder Reddy's Objection to Report and Recommendation on Pentalpha's Motion for Sanctions Dated September 9, 2005. Having reviewed the objection, the Court deems the matter suitable for decision on the papers, VACATES the hearing scheduled for November 4, 2005, and rules as follows.

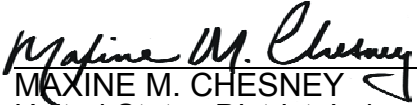
Having reviewed de novo the Report and Recommendation, as well as the record before the Magistrate Judge, see 28 U.S.C. § 636(b)(1), the Court hereby DENIES the objection. Contrary to Reddy's argument that he complied with the Court's order of June

1 24, 2005, he plainly did not, as he failed to set forth in his discovery responses, inter alia, a
2 “detailed factual basis for contending that Pentalpha converted any specific item of Reddy’s
3 property,” (see Stipulation and Order Re Further Discovery Responses, filed June 24,
4 2005, at 2:7-9), a “valuation of each element of damages for each specific item of allegedly
5 converted property,” (see id. at 2:10-11), “all persons who he alleges . . . defamed him,
6 including each individual’s name, address, and position held at . . . Pentalpha,” (see id. at
7 2:13-15), and “each act by Pentalpha that he contends caused emotional distress,” (see id.
8 at 3:2-3). Further, as set forth in the Report and Recommendation, Reddy’s failure to
9 comply with the Court’s order was willful, i.e., it was not accidental or the result of an
10 oversight. Lastly, a review of the record reflects no good cause for Reddy’s failure to
11 comply with the Court’s order.

12 Accordingly, the Court hereby ADOPTS the Report and Recommendation filed
13 September 9, 2005.

14 **IT IS SO ORDERED.**

15
16 Dated: November 3, 2005


MAXINE M. CHESNEY
United States District Judge